

EC-1605. A communication from the Acting Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Missouri (FRL 7467-4)" received on March 12, 2003; to the Committee on Environment and Public Works.

EC-1606. A communication from the Acting Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Plans for Designated Facilities; New York (FRL 7464-8)" received on March 12, 2003; to the Committee on Environment and Public Works.

EC-1607. A communication from the Acting Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Historic Area Remediation Site (HARS)-Specific Polychlorinated Biphenyl Worm Tissue Criteria (FRL 7467-6)" received on March 12, 2003; to the Committee on Environment and Public Works.

EC-1608. A communication from the Chairman, Defense Nuclear Facilities Safety Board, transmitting, pursuant to law, the Thirteenth Annual Report to Congress relative to the Health and Safety activities relating to the Department of Energy's Defense nuclear facilities during calendar year 2002, received on March 12, 2003; to the Committee on Governmental Affairs.

EC-1609. A communication from the Director, Office of Federal Housing Enterprise Oversight (OFHEO), transmitting, pursuant to law, the OFHEO's Fiscal Year 2002 Performance Report, received on March 12, 2003; to the Committee on Governmental Affairs.

EC-1610. A communication from the Director, Office of Management, Budget and Evaluation/Chief Financial Officer, transmitting, pursuant to law, the report relative to the Department of Energy's annual list of Government activities that are not inherently governmental in nature, after review and consultation with the Office of Management and Budget (OMB); to the Committee on Governmental Affairs.

EC-1611. A communication from the Special Counsel, Office of the Special Counsel, transmitting, pursuant to law, the Annual Report of the Office of Special Counsel for Fiscal Year 2002, received on March 12, 2003; to the Committee on Governmental Affairs.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-64. A resolution adopted by the City of Warren, State of Michigan relative to solid waste; to the Committee on Environment and Public Works.

POM-65. A resolution adopted by the Town of New Castle, State of New York relative to the decommissioning of the Indian Point Power Plants; to the Committee on Environment and Public Works.

POM-66. A resolution adopted by Urbana City Council, State of Illinois relative to opposition to a war against Iraq; to the Committee on Foreign Relations.

POM-67. A resolution adopted by the Town of Mansfield, State of Connecticut relative to opposition to the war against Iraq; to the Committee of Foreign Relations.

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted:

Mr. MCCAIN. Mr. President, for the Committee on Commerce, Science, and Transportation I report favorably the following nomination lists which were printed in the RECORD on the dates indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that these nominations lie at the Secretary's desk for the information of Senators.

The PRESIDING OFFICER. Without objection, it is so ordered.

Coast Guard nominations beginning Christine K. Alexander and ending Adam M. Ziegler, which nominations were received by the Senate and appeared in the Congressional Record on January 28, 2003.

Coast Guard nominations beginning Diane J. Hauser and ending Lisa H. Degroot, which nominations were received by the Senate and appeared in the Congressional Record on January 28, 2003.

Coast Guard nomination of Scott Aten.

Coast Guard nominations beginning Paul S. Szwed and ending Darell Singletary, which nominations were received by the Senate and appeared in the Congressional Record on February 25, 2003.

Coast Guard nomination of John P. Nolan.

Coast Guard nomination of Christy L. Howard.

Coast Guard nominations beginning Bruce E. Graham and ending Bradford W. Youngkin, which nominations were received by the Senate and appeared in the Congressional Record on March 11, 2003.

By Mr. MCCAIN for the Committee on Commerce, Science, and Transportation.

*Ellen G. Engleman, of Indiana, to be Chairman of the National Transportation Safety Board for a term of two years.

*Ellen G. Engleman, of Indiana, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2007.

*Richard F. Healing, of Virginia, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2006.

*Mark V. Rosenker, of Maryland, to be a Member of the National Transportation Safety Board for the remainder of the term expiring December 31, 2005.

*Charles E. McQueary, of North Carolina, to be Under Secretary for Science and Technology, Department of Homeland Security.

*Jeffrey Shane, of the District of Columbia, to be Under Secretary of Transportation for Policy.

*Emil H. Frankel, of Connecticut, to be an Assistant Secretary of Transportation.

*Robert A. Sturgell, of Maryland, to be Deputy Administrator of the Federal Aviation Administration.

Mr. LUGAR. Mr. President, for the Committee on Foreign Relations I report favorably the following nomination list which was printed in the RECORD on the date indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that this nomination lie at the Secretary's desk for the information of Senators.

The PRESIDING OFFICER. Without objection, it is so ordered.

*Foreign Service nominations beginning Lyle J. Sebranek and ending Margaret K. Ting, which nominations were received by the Senate and appeared in the Congressional Record on January 28, 2003.

*Nomination was reported with recommendation that it be confirmed sub-

ject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

The following executive reports of treaties were submitted:

By Mr. LUGAR, from the Committee on Foreign Relations:

[Treaty Doc. 107-19 Tax Convention with the United Kingdom (Exec. Rept. No. 108-2)]

TEXT OF COMMITTEE RECOMMENDED RESOLUTION OF RATIFICATION

Resolved (two-thirds of the Senators present concurring therein), That the Senate advise and consent to the ratification of the Convention between the Government of the United States of America and the Government of the United Kingdom of Great Britain and Northern Ireland for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and on Capital Gains, signed at London on July 24, 2001, together with an Exchange of Notes, as amended by the Protocol signed at Washington on July 19, 2002 (Treaty Doc. 107-19).

[Treaty Doc. 107-20 Protocol Amending Tax Convention with Australia (Exec. Rept. No. 108-3)]

TEXT OF COMMITTEE RECOMMENDED RESOLUTION OF RATIFICATION

Resolved (two-thirds of the Senators present concurring therein), That the Senate advise and consent to the ratification of the Protocol Amending the Convention Between the Government of the United States of America and the Government of Australia for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, signed at Canberra on September 27, 2001 (Treaty Doc. 107-20).

[Treaty Doc. 108-3 Protocol Amending Tax Convention with Mexico (Exec. Rept. No. 108-4)]

TEXT OF COMMITTEE RECOMMENDED RESOLUTION OF RATIFICATION

Resolved (two-thirds of the Senators present concurring therein), That the Senate advise and consent to the ratification of the Second Additional Protocol That Modifies the Convention Between the Government of the United States of America and the Government of the United Mexican States for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income, signed at Mexico City on November 26, 2002 (Treaty Doc. 108-3).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. VOINOVICH:

S. 610. A bill to amend the provisions of title 5, United States Code, to provide for workforce flexibilities and certain Federal personnel provisions relating to the National Aeronautics and Space Administration, and for other purposes; to the Committee on Governmental Affairs.

By Mr. REID (for himself, Mr. ENSIGN, Mr. ALLARD, Mr. MILLER, and Mr. CRAPO):

S. 611. A bill to amend the Internal Revenue Code of 1986 to treat gold, silver, and platinum, in either coin or bar form, in the same manner as stocks and bonds for purposes of the maximum capital gains rate for individuals; to the Committee on Finance.